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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/675,743	09/30/2003	Peter Fischer	DE920010118US1	5990

7590 06/01/2007
Intellectual Property Law Dept.
IBM Corporation
11400 Burnet Road 4054
Austin, TX 75758

EXAMINER

MANIWANG, JOSEPH R

ART UNIT	PAPER NUMBER
2144	

MAIL DATE	DELIVERY MODE
06/01/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/675,743	Applicant(s) FISCHER ET AL.	
	Examiner Joseph R. Maniwang	Art Unit 2144	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 July 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-7 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-7 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 September 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>see Office Action</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Information Disclosure Statement

1. The information disclosure statements (IDS) submitted on 07/19/04 and 09/30/03 were in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statements were considered by the Examiner.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

3. Claims 1-7 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

4. The claims are generally narrative and indefinite, failing to conform with current U.S. practice. They appear to be a literal translation into English from a foreign document and are replete with grammatical and idiomatic errors. For example, claim 1 recites "Portal-Sever system comprising: component..." and claim 3 recites "Method...". Examiner suggests amending the claim language to recite "A Portal-Sever system comprising a component", and "A method", etc. It is noted that the described language above however is not an exhaustive list of errors.

5. Claim 1 recites the limitation "the local Portal page". There is insufficient antecedent basis for this limitation in the claim.

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

7. Claims 1-7 are rejected under 35 U.S.C. 102(e) as being anticipated by Hamada et al. (U.S. Pat. App. Pub. 2002/0078105), hereinafter referred to as Hamada.

8. Regarding claim 1, Hamada disclosed a method and system comprising component to add references in an existing navigation tree of the local Portal page (see paragraph [0028]) representing a placeholder for a navigation tree of a Portal fragment of a remote Portal ("insertion positions", see paragraph [0031], [0264], [0286]; "partial documents", see paragraph [0031], [0058], [0067], [0068]; [0286]); component to establish communication with said remote Portal and to receive Meta-information of said Portal fragment via a Communication component of said remote Portal, wherein said Meta-information completes describes the navigation tree of said Portal fragment (see paragraph [0073]); component to merge said existing navigation tree of said local Portal with said navigation tree of said Portal fragment resulting in a new navigation tree, and to traverse said new navigation tree by applying the look and feel of said local Portal (see paragraph [0067], [0267], [0268]).

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9. Regarding claim 2, Hamada disclosed the method and system further comprising a transformation component at said local Portal side which receives the Meta-information in a standardized XML-format and transforms it into the format of said existing navigation tree of said local Portal (see paragraph [0063]).

10. Regarding claim 3, Hamada disclosed a method and system comprising identifying a reference in an existing navigation tree of local Portal page representing a placeholder for a navigation tree of a remote Portal fragment ("insertion positions", see paragraph [0031], [0264], [0286]); establishing communication with said remote Portal (see paragraph [0073]); receiving Meta-information from said remote Portal describing the navigation tree of said Portal fragment to be integrated (see paragraph [0073]); merging existing navigation tree with the navigation tree of the Portal fragment to be integrated resulting in a new navigation tree (see paragraph [0067], [0267], [0268]); rendering an integrated Portal page by traversing said new navigation tree, identifying references to remote Portal fragments in said new navigation tree, establishing communication with said remote Portals, and receiving the markup of said portal Fragments for displaying said Portal fragment into said integrated page (see paragraph [0067], [0267], [0268]).

11. Regarding claims 4 and 7, Hamada disclosed the method and system wherein the Meta-information is generated by loading navigation tree of the remote Portal page if a Portal fragment request is received by the remote Portal (see paragraph [0070], [0209]); extracting navigation tree of said Portal fragment to be integrated from said navigation tree of said remote Portal (see paragraph [0072]); putting said navigation

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tree of said remote Portal fragment into a XML document (see paragraph [0067], [0267], [0268]).

12. Regarding claim 5, Hamada disclosed the method and system wherein said Meta information is received by said local Portal in a standardized XML format (see paragraph [0063]).

13. Regarding claim 6, Hamada disclosed the method and system wherein said Meta-information is converted from said standardized XML format into the format of the existing navigation tree of the local Portal before merging (see paragraph [0075]).

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Doyle et al. (U.S. Pat. App. Pub. 2004/0054749)

Duxbury (U.S. Pat. No. 6,684,227)

Hesmer et al. (U.S. Pat. App. Pub. 2004/0030795)

Krishnamurthy et al. (U.S. Pat. No. 7,103,838)

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph R. Maniwang whose telephone number is (571) 272-3928. The examiner can normally be reached on Mon-Fri 8:00-4:30.

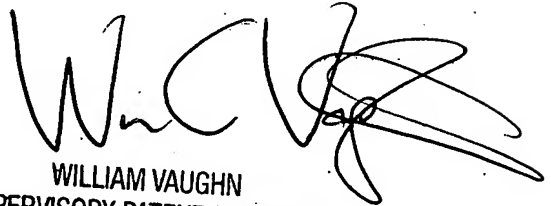
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William C. Vaughn can be reached on (571) 272-3922. The fax phone

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number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JM



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